IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

ARBITRATION PETITION NO.486 OF 2004

Itochu Corporation ... Petitioners

v/s

Sanjay Trade Corporation ... Respondents

Mr D.J. Khambata with Ms Vaishali Sharma and Mr K.V. Ramesh i/b Mr A.J. Alex for Petitioners.

Mr M.V. Jayakar i/b M/s Khaitan and Jayakar for Respondents.

CORAM : D.K.DESHMUKH J.

DATE : 15TH FEBRUARY 2005

P.C.: -

1. On a motion made by the learned counsel for petitioners, the petition is allowed to be withdrawn with liberty to make application for the same relief before the Arbitral Tribunal. Ad-interim order dated 27th October 204 shall continue to operate for a period of six weeks from today. The learned counsel appearing for respondents, however, states that one of the properties mentioned in Schedule 1 of the petition viz. 518/A, Zaveri Niketan, R.P. Nanda Road, Mazgaon, Mumbai 400 010 has already been disposed off by the respondents. The statement is accepted. However, the learned counsel appearing for petitioners disputes this position. This question is also left open to be raised and considered by the Arbitral Tribunal. Petition is disposed off.

. Parties to act on the copy of this order duly authenticated by the Associate / Personal Secretary as true copy.

. Certified copy expedited.